

CERTIFICATE OF AMENDMENT

TO

AMENDED DECLARATION OF HARBOR HOUSE WEST, A CONDOMINIUM

AND TO

BYLAWS

OF

HARBOR HOUSE WEST, INC.

THE UNDERSIGNED Officers of Harbor House West, Inc., a not-for-profit corporation charged with the operation of Harbor House West, a condominium, according to the amended Declaration of Condominium thereof, as recorded in O.R. Book 1018, Page 41, et seq., Public Records of Sarasota County, Florida, as amended, hereby certify that the following amendments to the Declaration were approved by not less than a majority of the entire membership at a membership meeting held January 16, 1993. Additionally, the following amendment to the Bylaws of the Corporation, which amended Bylaws were recorded in O.R. Book 1018, Page 54, et seq., also of the Public Records of Sarasota County, Florida, were approved by not less than a majority of the Board of Directors, and approved by a majority of the entire Association membership at the above referenced membership meeting. The undersigned further certify that the amendments were proposed and adopted in accordance with the condominium documents and applicable law.

(Additions indicated by underlining, deletions by "----", and unaffected omitted language by "...")

DECLARATION

6. AMENDMENTS OF DECLARATION.

6.1 This Declaration may be amended at any time by affirmative vote of the majority of the units except that 100% of the units shall be required to amend paragraph "5" hereof or any part thereof. The consent of institutional mortgagees shall also be required to amend paragraph "5" above. A resolution submitting a proposed amendment for membership consideration may be advanced by either the Board of Directors or by written petition signed by not less than twenty percent (20%) of the members of the Association.

6.2 EXECUTION AND RECORDING. A copy of each amendment shall be attached to a certificate certifying that the amendment was duly adopted, which certificate shall be executed by the officers of the association with the formalities of a deed. The amendment shall be effective when such certificate and copy of the amendment are recorded in the Public Records of Sarasota County, Florida.

7. BYLAWS. The operation of the condominium property shall be governed by the ByLaws of Harbor House West, Inc., a copy of which is attached and made a part hereof as Exhibit "B". ~~No modification or amendment to these ByLaws shall be deemed valid unless set forth in or annexed to a duly recorded amendment to this Declaration in accordance with the formalities set forth in Paragraph "6" above.~~

. . .

20. SALE, RENTAL, LEASE OR TRANSFER.

20.1 In no event shall a Unit be rented or leased. It is the intent of this provision to permit Owner occupancy of Units only, for single-family residential use, and occupancy by non-paying guests and family of owners. Single-family residential use shall mean Unit occupancy by a single housekeeping entity comprised of one (1) person, two (2) people no matter how related, or three (3) or more persons all of whom are related to each other by blood, marriage or legal adoption; provided that, total permanent occupancy of a Unit shall not exceed two (2) persons per bedroom.

. . .

21. OBLIGATIONS OF MEMBERS. In addition to other obligations and duties heretofore set out in this Declaration, every unit owner shall:

. . .

c. Not use or permit the use of his unit for any purpose other than as a single-family residence by approved occupants, their servants and their house guests. Single-family residential use shall mean unit occupancy by a single housekeeping entity comprised of one (1) person, two (2) people no matter how related, or three (3) or more persons all of whom are related to each other by blood, marriage or legal adoption; provided that, total permanent occupancy of a unit shall not exceed two (2) persons per bedroom -Further, ~~that persons who have not yet attained the age of 18 shall not be permitted to reside in any apartment except on a temporary basis.---This clause does not apply to children in occupancy prior to adoption of this amended Declaration;~~

d. Not keep pets other than one cat, goldfish, tropical fish, or small birds.---~~As of the date of the adoption of this Amended Declaration, owners of cats or dogs may keep same, but not replace them;~~

. . .

(The remainder of the Declaration is unchanged.)

BYLAWS

8. Amendments. These Amended ByLaws may be amended in the following manner:

8.1 Notice of the subject matter of a proposed amendment shall be included in the notice of any meeting at which a proposed amendment is considered.

8.2 A resolution submitting ~~adopting~~ a proposed amendment for membership consideration may be advanced ~~proposed~~ by either the Board of Directors of the Association or by written petition signed by not less than twenty percent (20%) of the members of the Association. ~~Directors and members not present in person or by proxy at the meeting considering the amendment may express their approval in writing,--provided--such--approval--is--delivered--to--the Secretary at or prior to the meeting.~~ Except as elsewhere provided, such approvals must be by not less than a majority

of the ~~entire membership of the Board of Directors and by not less than a majority of the~~ votes of the entire membership of the Association.

8.3 Execution and recording. A copy of each amendment shall be attached to a certificate certifying that the amendment was duly adopted as an amendment of the ~~Declaration and~~ ByLaws, which certificate shall be executed by the officers of the Association with the formalities of a deed. The amendment shall be effective when such certificate and copy of the amendment are recorded in the public records of Sarasota County, Florida.

(The remainder of the ByLaws is unchanged.)

DATED THIS 19th DAY OF March, 1993.

HARBOR HOUSE WEST, INC.

Catherine L. Unger
Witness Signature
CATHERINE L. UNGER
Printed Name

BY: Chester A. Miller
Chester A. Miller, President

Mary Ann Fingerle
Witness Signature
MARY ANN FINGERLE
Printed Signature

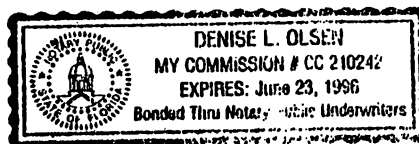
BY: Lydia S. Brummer
Lydia S. Brummer, Secretary

STATE OF FLORIDA
COUNTY OF SARASOTA

19th The foregoing instrument was acknowledged before me this March day of March, 1993 by Chester A. Miller, as President and Lydia S. Brummer, as Secretary of HARBOR HOUSE WEST, INC., a Florida corporation, on behalf of the corporation. They are personally known to me or have produced _____ as identification and did (did not) take an oath. If no type of identification is indicated, the above-named persons are personally known to me.

Denise L. Olsen
Notary Public
Printed Name DENISE L. OLSEN
State of Florida

My Commission Expires _____



RECORDED IN OFFICIAL
RECORDS
7 RECORD VERIFIED
93 MAR 23 AM 11:12
KATHLEEN L. HUSCHING
CLERK OF CIRCUIT COURT
SARASOTA COUNTY, FL